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PTO/SB/21 (08-00)
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<h1>TRANSMITTAL FORM</h1> <p>(to be used for all correspondence after initial filing)</p>	Application	09/575,307	<p>RECEIVED</p> <p>AUG 06 2002</p> <p>TECH CENTER 1600/2900</p>
	Filing Date	May 19, 2000	
	First Named	Brovelli, et al	
	Group Art Unit	1651	
	Examiner Name	Meller, M.	
Total Number of Pages in This Submission	6	Attorney Docket Number	NP4053

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert a Provisional Application	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Return Postcard
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<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s)	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Amy I. Ahn
Signature	<i>Amy I. Ahn</i>
Date	July 25, 2002

CERTIFICATE OF MAILING			
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Typed or printed name	Toni Rich	Date	July 25, 2002
Signature	<i>Toni Rich</i>		

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PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)	Docket Number (Optional) NP4035
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In re Application of ECHINACEA INDUCTION OF PHASE II ENZYMES	
Application Number 09/575,307	Filed May 19, 2000
For Brovelli, et al	
Group Art Unit 1651	Examiner Meller, M.

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This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and appropriate non-small-entity fee are as follows (check time period desired):

TECH CENTER 1600/2900

- One month (37 CFR 1.17(a)(1)) \$ _____
- Two months (37 CFR 1.17(a)(2)) \$ 400
- Three months (37 CFR 1.17(a)(3)) \$ _____
- Four months (37 CFR 1.17(a)(4)) \$ _____
- Five months (37 CFR 1.17(a)(5)) \$ _____
- Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: \$ _____.
- A check in the amount of the fee is enclosed.
- Payment by credit card. Form PTO-2038 is attached.
- The Commissioner has already been authorized to charge fees in this application to a Deposit Account.
- The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 01-1793.
I have enclosed a duplicate copy of this sheet.

- I am the applicant/inventor
- assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).
- attorney or agent of record.
- attorney or agent under 37 CFR 1.34(a).
Registration number if acting under 37 CFR 1.34(a) _____.

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7/25/02
Date

Amy I. Ahn
Signature

08/01/2002 CNGUYEN 00000090 011793 09575307

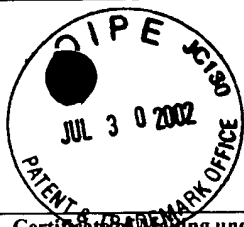
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Amy I. Ahn

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NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Brovelli, et al.
Serial No: 09/575,307
Filing Date: May 19, 2000
Conf. No.: 1112
Examiner: Meller, M.
Group Art: 1651
For: *ECHINACEA* INDUCTION OF PHASE II ENZYMES

Commissioner of Patents
Washington, D.C. 20231

RESPONSE TO SECOND NON-FINAL OFFICE ACTION

This is in response to the second-non-final Office Action mailed February 27, 2002. A Petition for a two month Extension of Time is being submitted herewith. Please deduct the two month extension fee of \$400.00 from Deposit Account No. 01-1793. Please amend the Claims as set forth below and consider the following remarks.

Amendments

Please amend Claim 7:

7. A method of inducing the expression of a phase II enzyme in a subject in need thereof comprising administering to the subject a lipid-soluble *Echinacea* extract.

The marked-up version of Claim 7 is included in the Appendix attached hereto.

Please add Claims 17-20.